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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
10 AT TACOMA

11 LINDA J. RODGERS,

12 Plaintiff,

13 v.

14 MICHAEL J. ASTRUE, Commissioner of
15 Social Security

16 Defendant.

Case No. C09-5222KLS

ORDER TO SHOW CAUSE

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18 This matter comes before the court on plaintiff's filing of an application to proceed *in forma*
19 *pauperis* and a complaint to review and set aside a decision of the Social Security Administration under
20 42 U.S.C. § 405(g). To file a complaint and initiate legal proceedings plaintiff must pay a filing fee of
21 \$350.00 or file a proper application to proceed *in forma pauperis*.

22 Local Rule CR 3(b) provides in relevant part:

23 At the time application is made under 28 U.S.C. § 1915 or other applicable acts
24 of Congress, for leave to commence any civil action or to file any petition or motion
25 without being required to prepay fees and costs or give security for them, each
petitioner, movant or plaintiff shall:

(1) Complete the in forma pauperis affidavit approved for use in this district;
and

(2) File a written consent that the recovery, if any, in the action, to such amount
as the court may direct, shall be paid to the clerk who may pay therefrom all unpaid fees
and costs taxed against the plaintiff, and to his attorney the amount which the court
allows or approves as compensation for the attorney's services.

28 Plaintiff, however, has not submitted the written consent required by Local Rule CR 3(b)(2).


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2 Accordingly, the Court hereby finds and ORDERS as follows:

- 3 (1) Plaintiff shall seek to cure this deficiency by filing **no later than May 29, 2009**, the
4 written consent required by Local Rule CR 3(b)(2).

5 **Failure to cure this deficiency by the above date shall be deemed a failure to properly**
6 **prosecute this matter and the Court will recommend dismissal of this matter.**

- 7 (2) The clerk is directed to send a copies of this Order to counsel for plaintiff.

8 DATED this 29th day of April, 2009.

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12 Karen L. Strombom
13 United States Magistrate Judge
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